

STATE OF LOUISIANA\* MOREHOUSE PARISH \* 4th DISTRICT COURT

MITCHELL SILK

FILED: \_\_\_\_\_

VERSUS NO. 2002-312

TRANSCOR AMERICA

CV02-1384-M

DEPUTY CLERK OF COURT

JUL 01 2002

ROBERT J. SHIMMELL, CLERK  
BY: SHERIFF M. TRICHE  
FILED & RECORDED  
BY CLERK & RECORDER  
MOREHOUSE PARISH, LA.

DEPUTY

PETITION FOR DAMAGES

NOW INTO COURT, through the undersigned counsel, come Plaintiff,

MITCHELL SILK, a major domiciliary of Morehouse Parish, State of Louisiana and  
respectfully alleges as follows:

JUDGE JAMES

MAGISTRATE JUDGE KIRK

Made Defendants herein are;

- a.) Transcor America, a foreign corporation who may be served through their agent for service of process CT Corporation Systems, 8550 United Plaza Blvd., Baton Rouge, Louisiana 70809.

2.

Defendants are liable unto plaintiff for pain and suffering, past and future medical expenses, future loss of earning capacity and legal interest from date of judicial demand until paid, together with all costs of these proceedings.

3.

On or about May 23, 2001, petitioner was being transported from Colorado to Bastrop, Louisiana in defendant's transportation van.

4.

In Tennessee, the van wheels dropped off the roadway in a highway construction area causing petitioner to be thrown on the floor and another transportee to be thrown on top of him.

5.

Petitioner has suffered an extruded lumbar disc, pain and suffering and past and future medical expenses.

6.

Defendant Transportation America is liable for the acts of its driver in the following respects:

- a. Failure to look and see what was easily ascertainable;

①

ASSIGNED TO SECTION 2

- b. Failure to slow to a reasonable speed in a construction zone;
- c. Failure to keep the wheels of the van within the roadway.

WHEREFORE, plaintiff, **MITCHELL SILK PRAYS** that after due proceedings had, there be judgment in his favor and against Defendant, **TRANSCOR AMERICA**, for pain and suffering, past and future medical expenses, future loss of earning capacity, and legal interest from date of judicial demand until paid, together with all costs of these proceedings, and for all further just and equitable relief.

Respectfully submitted,

  
**FRANCIS C. BROUSSARD**  
**LEE & BROUSSARD**  
1105 Hudson Lane  
P.O. Box 2712  
Monroe, Louisiana 71207-2712  
(318) 387-3872  
Bar Roll # 17259

Sheriff, please serve:

Transcor America  
through their Agent for Service of Process  
CT Corporation Systems  
8550 United Plaza Blvd.  
Baton Rouge, LA. 70809

*ATTORNEY FOR PLAINTIFF*  
*Matthew M. Mitchell*  
*OF COUNSEL*